

HOUSE BILL NO. 1404

Introduced by

Representatives Rich S. Becker, D. Anderson, Delmore, Hunsakor, Mock, Monson, J. Nelson,
Owens, Sanford

Senators Burckhard, Campbell, Laffen

1 A BILL for an Act to create and enact two new sections to chapter 15-10 of the North Dakota
2 Century Code, relating to the selection process applicable to institution presidents and the
3 commissioner of higher education.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 15-10 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Appointment process - President of institution.**

8 1. Upon being notified that the state board of higher education must select an individual
9 to serve as the president of an institution of higher education under its control, the
10 board shall provide for the creation of a presidential search committee.

11 2. The board shall:

12 a. Establish criteria for the membership of the search committee and the manner in
13 which the search committee members are to be appointed;

14 b. Define the presidential leadership qualities and qualifications that the board
15 desires;

16 c. Indicate whether the presidential search is to be regional or national in scope;

17 d. Articulate its expectations regarding the selection and use of search consultants;
18 and

19 e. Determine the date by which the search committee's recommendations are to be
20 provided to the board.

21 3. The board may not select an individual to serve as the president of an institution
22 unless the search committee has presented the board with no fewer than two nor
23 more than four candidates, each of whom are qualified by training and experience to

1 serve as both the chief academic officer and the chief executive officer of the
2 institution.

3 **SECTION 2.** A new section to chapter 15-10 of the North Dakota Century Code is created
4 and enacted as follows:

5 **Appointment process - Commissioner of higher education.**

6 1. Upon being notified that the state board of higher education must select an individual
7 to serve as the commissioner of higher education, the board shall provide for the
8 creation of a search committee.

9 2. The board shall:

- 10 a. Establish criteria for the membership of the search committee and the manner in
11 which the search committee members are to be appointed;
12 b. Define the leadership qualities and qualifications that the board desires in a
13 commissioner of higher education;
14 c. Indicate whether the search is to be regional or national in scope;
15 d. Articulate its expectations regarding the selection and use of search consultants;
16 and
17 e. Determine the date by which the search committee's recommendations are to be
18 provided to the board.

19 3. The board may not select an individual to serve as the commissioner of higher
20 education unless the search committee has presented the board with no fewer than
21 two nor more than four candidates, each of whom are qualified by training and
22 experience to serve as the chief executive officer of the North Dakota university
23 system and in that capacity to provide management and oversight of the system's
24 academic and research missions, as well as its fiscal and business operations.